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**DEPARTMENT OF
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December 10, 2002

Maria Abbagnaro, Esq.
General Counsel
Essex Communications
543 Main Street
New Rochelle, NY 10801

RE: D.T.E. 02-28: Petition of Essex Communications, Inc. for Waiver of Mass
Migrations Rules Notice Provisions

Dear Ms. Abbagnaro,

The Telecommunications Division of the Massachusetts Department of Telecommunications and Energy (ADEpartment@) has received the exit plan and petition for waiver of the 60- and 90-day notice requirements. submitted by Essex Communications, Inc. (AEssex@). Due to the circumstances surrounding Essex's exit from the Massachusetts market, as represented to the Department and set forth in Essex's petition for waiver, we agree that Essex is unable to comply with our requirements. The Department notes that Essex's exit plan includes a seamless migration of service for the end-users, and that Essex has served notice on its end-users.

If you have any questions, please contact Candice Allgaier at (617) 305-3751.

Sincerely,

April Mulqueen, Assistant Director
Telecommunications Division

cc: Paul G. Afonso, General Counsel
Mass Migrations Carrier Distribution List (via e-mail)
Scott Kellogg, Esq.